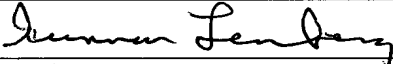
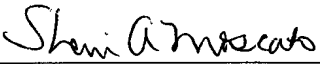


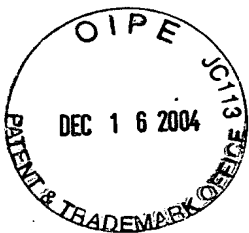
172631

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/765,712	
	Filing Date	January 19, 2001	
	First Named Inventor	Randy K. Young	
	Group Art Unit	2631	
	Examiner Name	Dung X. Nguyen	
Total Number of Pages in This Submission	32	Attorney Docket Number	201009/131

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> A copy of the Notice to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures <input checked="" type="checkbox"/> A self-addressed, prepaid postcard for acknowledging receipt <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Inquiry Regarding Previously Filed Supplemental IDS and Request to Rescind a Nonpublication Request
Remarks		<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 14-1138 for the above identified docket number.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Gunnar G. Leinberg, Esq. Nixon Peabody LLP Clinton Square, P.O. Box 31051 Rochester, New York 14603-1051 Telephone: (585) 263-1014 Fax: (585) 263-1600
Signature	 Registration No. 35,584
Date	December 14, 2004

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]	
I hereby certify that this correspondence is being:	
<input checked="" type="checkbox"/> deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop _____, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450	
<input type="checkbox"/> transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) _____.	
December 14, 2004 Date	 Signature Sherri A. Moscato Typed or printed name



PATENT  
Docket No.: 201009/131

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant	:	Randy K. Young	)	Examiner:
			)	Dung X. Nguyen
Serial No.	:	09/765,712	)	
			)	Art Unit:
Cnfrm. No.	:	2864	)	2631
			)	
Filed	:	January 19, 2001	)	
			)	
For	:	A BROADBAND	)	
		MODULATION/DEMODULATION	)	
		APPARATUS AND A METHOD THEREOF	)	
			)	

**INQUIRY REGARDING PREVIOUSLY FILED SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT AND REQUEST TO RESCIND A  
NONPUBLICATION REQUEST**

Mail Stop:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

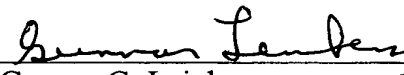
On August 4, 2003, Applicant submitted a Supplemental Information Disclosure Statement with an accompanying PTO-1449 form with the U.S. Patent and Trademark Office ("Office") for the above-identified patent application. For the Office's convenience a copy of this previously submitted Supplemental Information Disclosure Statement and PTO-1449 form are attached. Pursuant to a telephone conversation with Examiner Dung X. Nguyen on December 9, 2004, it is Applicant's understanding that the references listed in this PTO-1449 were considered by the Office. Accordingly, Applicant respectfully requests the Office to provide Applicant with an initialed copy of this PTO-1449 form.

Additionally, on March 10, 2003, Applicant submitted a Request to Rescind a Nonpublication Request with the Office. For the Office's convenience a copy of this previously submitted Request to Rescind a Nonpublication Request is attached. To

Applicant's knowledge the above-identified patent application has not yet been published by the Office. Accordingly, Applicant respectfully requests the status of the publication of the above-identified patent application.

Date: December 14, 2004

Respectfully submitted,

  
Gunnar G. Leinberg  
Registration No. 35,584


NIXON PEABODY LLP  
Clinton Square, P.O. Box 31051  
Rochester, New York 14603-1051  
Telephone: (585) 263-1014  
Facsimile: (585) 263-1600

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop \_\_\_\_\_, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450
- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at \_\_\_\_\_.

Date: December 14, 2004

  
\_\_\_\_\_  
Signature  
  
\_\_\_\_\_  
Sherri A. Moscato  
Type or Print Name